



**CITY OF LODI
COUNCIL COMMUNICATION**

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AGENDA TITLE: Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Other Various Cases being Handled by Outside Counsel (\$310,934.17 (Less Amount - tbd), and Approval of Special Allocation Covering General Litigation Matter Expenses (\$4,413.66)

MEETING DATE: November 17, 2004 City Council Meeting

PREPARED BY: Steve Schwabauer, City Attorney

RECOMMENDED ACTION: That the City Council approve for payment expenses incurred by outside counsel, Folger, Levin & Kahn, relative to the Environmental Abatement Program litigation, and Kronick, Moskovitz, Tiedemann & Girard in the total amount of \$281,824.96, and approve Special Allocation for General Litigation Matter Expenses in the amount of \$4,413.66 to be paid from the General Fund.

BACKGROUND INFORMATION: Listed below are invoices from the City's outside counsel, Folger, Levin & Kahn, that were incurred relative to the Environmental Abatement Program litigation, and Kronick, Moskovitz, Tiedemann & Girard that are currently outstanding and need to be considered for payment. A Special Allocation is required for those matters that are not to be paid out of the Water/Wastewater accounts (\$4,413.66).

Folger, Levin & Kahn - September 2004

Matter No.	Invoice No.	Amount
2001	84159	\$ 41,865.28
2002	84164	\$ 31,889.88
8001	84241	\$ 500.93
8002	84146	\$201,029.74
		(- 2,521.00)
8003	84247	\$ 3,272.33
8005	84246	\$ 358.30
8007	84244	\$ 5,332.00
8008	84245	\$ 97.50
		\$281,824.96

Kronick, Moskovitz, Tiedemann & Girard

Matter No.	Invoice No.	Amount
11233.001	216073	\$ 1,726.76*
11233.003	216073	\$ 804.89
11233.010	216073	\$ 2,686.90*
11233.017	216073	\$ 250.84
11233.022	216073	\$ 15,756.86
11233.023	216073	\$ 7,882.96
		\$ 29,109.21

*Special Allocation

GRAND TOTAL OF ALL INVOICES \$310,934.17

FUNDING: Water \$153,260.25
Wastewater \$153,260.26
General Fund \$ 4,413.66

Stephen Schwabauer
City Attorney

Approved:

Jim Krueger, Finance Director

APPROVED:

Janet Keeter, Interim City Manager



CITY OF LODI COUNCIL COMMUNICATION

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AGENDA TITLE: Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Other Various Cases being Handled by Outside Counsel (\$306,836.67), and Approval of Special Allocation Covering General Litigation Matter Expenses (\$4,413.66).

MEETING DATE: November 17, 2004 City Council Meeting

PREPARED BY: Steve Schwabauer, City Attorney

RECOMMENDED ACTION: That the City Council approve for payment expenses incurred by outside counsel, Folger, Levin & Kahn, relative to the Environmental Abatement Program litigation, and Kronick, Moskovitz, Tiedemann & Girard in the total amount of \$306,836.67, and approve Special Allocation for General Litigation Matter Expenses in the amount of \$4,413.66 to be paid from the General Fund.

BACKGROUND INFORMATION: Listed below are invoices from the City's outside counsel, Folger, Levin & Kahn, that were incurred relative to the Environmental Abatement Program litigation, and Kronick, Moskovitz, Tiedemann & Girard that are currently outstanding and need to be considered for payment. A Special Allocation in the amount of \$4,413.66 is required for those matters that are paid out of the General Fund and not the Water/Wastewater accounts.

Matter No.	Invoice No.	Amount
2001	84159	\$ 41,865.28
		(- 4,097.50)
2002	84164	\$ 31,889.88
8001	84241	\$ 500.93
8002	84146	\$201,029.74
		(- 2,521.00)
8003	84247	\$ 3,272.33
8005	84246	\$ 358.30
8007	84244	\$ 5,332.00
8008	84245	\$ 97.50
		\$277,727.46

Matter No.	Invoice No.	Amount
11233.001	216073	\$ 1,726.76*
11233.003	216073	\$ 804.89
11233.010	216073	\$ 2,686.90*
11233.017	216073	\$ 250.84
11233.022	216073	\$ 15,756.86
11233.023	216073	\$ 7,882.96
		\$ 29,109.21

*Special Allocation

GRAND TOTAL OF ALL INVOICES \$306,836.67

FUNDING: Water \$151,211.50
Wastewater \$151,211.51
General Fund \$ 4,413.66


Stephen Schwabauer
City Attorney

Approved:


Jim Krueger, Finance Director

APPROVED:


Janet Keeter, Interim City Manager